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**USPTO FACSIMILE TRANSMITTAL SHEET**

Page 1 of 1

Docket No.: VALTX.002A

**CUSTOMER NO. 20995**

Applicant : Jonathan Kagan et al.  
 App. No. : 10/699,589  
 Filed : October 31, 2003  
 For : APPARATUS AND METHODS FOR  
 TREATMENT OF MORBID OBESITY  
 Examiner : Suzette J. Gherbi  
 Group Art Unit : 3738

**CERTIFICATE OF FAX TRANSMISSION**

I hereby certify that this correspondence and all marked attachments are being transmitted via facsimile to the USPTO Central Fax No. (703) 872-9306 on the date shown below:

July 6, 2005

*Gerard von Hoffmann*  
 Gerard von Hoffmann, Reg. No. 33,043

Transmitted herewith for filing and consideration in the above-referenced application are the following items:

(X) Amendment/Response in 10 pages.

(X) After Final

**FILING FEES:**

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Total Claims minus 20; or Previously Paid	59 - 68 = 0	1202 (\$50)	0 x 25 =	\$0
Independent minus 3; or Previously Paid	4 - 4 = 0	1201 (\$200)	0 x 100 =	\$0
Multiple Claim		1203 (\$360)		\$0
SUB TOTAL				\$0
The present application qualifies for Small Entity status under 37 CFR § 1.27. Fee reduced by 1/2.				(\$0)
TOTAL FEE DUE				\$0

(X) Total pages in transmission: 11

The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment to Account No. 11-1410.

*Gerard von Hoffmann*  
 Gerard von Hoffmann  
 Registration No. 33,043  
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VALTX.002A

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

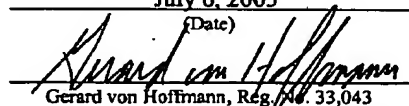
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872-9306 on the date shown below:

July 6, 2005

(Date)

  
Gerard von Hoffmann, Reg. No. 33,043**AMENDMENT AFTER FINAL**

**Mail Stop AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed June 6, 2005, please amend the above-referenced application as follows.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 9 of this paper.